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Dated: 7.8.2003

Signature: Jay Pickett

Docket No.: 20459-00351-US
(PATENT)**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Patent Application of:
Kent Stalhandske, et al.

Application No.: 10/088,894

Confirmation No.: 8950

Filed: July 16, 2002

Art Unit: 3641

For: METHOD AND ARRANGEMENT FOR
LOADING ARTILLERY PIECES BY MEANS
OF FLICK RAMMING

Examiner: S. Johnson

RESPONSE TO ELECTION OF SPECIES REQUIREMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

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Dear Sir:

In response to the Election of Species Requirement dated July 15, 2003 (Paper No.10), Applicant hereby provisionally elects the species covered by Species B, illustrated in Figures 3 and 4, with traverse, for the above-referenced patent application.

Species B (Figures 3-4) relates to an embodiment using pneumatic spring 7b and a feed chain arrangement. Claims 21, 22, 14-31, 36 and 37 are submitted as reading on this species.

Claims 21-27, 36 and 37 are submitted as being generic, and therefore also read on the provisionally elected species.

Applicant's provisional election is made without prejudice. As noted by the Examiner, upon the allowance of a generic claim, Applicant will be entitled to consideration of claims to not more than two species in addition to the elected species, provided that all claims to each

Application No.: 10/604,532

Docket No.: 22171-00005-US

additional species are written in dependent form or otherwise include all the limitations of an allowed generic claim as provided by 37 CFR 1.146.

Applicant respectfully traverse this election requirement, as U.S. Restriction and Election of Species practice under 35 U.S.C. § 121 is submitted as being improper for this application.

This application is a National State entry of a PCT application, and thus is governed by the "Unity of Invention" standard under the PCT and MPEP Rules for processing of National Stage entries.

Therefore, reconsideration of the election requirement is requested.

An action on the merits of all the claims and a Notice of Allowance thereof are respectfully requested.

Applicant believes no fee is due with this response. However, if a fee is due, please charge our Deposit Account No. 22-0185, under Order No. 22171-00005-US from which the undersigned is authorized to draw.

Dated: August 8, 2003
10477_1

Respectfully submitted,

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